



U.S. Department of
Transportation

Office of the Secretary
of Transportation

DOCUMENTARY SERVICE DIVISION
Washington, D.C. 20590

97-16

Weekly Summary of Orders and
Regulations

APRIL 14 - APRIL 18, 1997

Order	Docket	Summary	Date Action Taken
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(#) Published in the Federal Register.

97-4-14	OST-95-258 OST-97-2275	<p>APPLICATION OF LYNDEN AIR CARGO, 4-15-97 LLC. d/b/a LYNDEN AIR CARGO d/b/a LOKEN AVIATION FOR THE REMOVAL FOR A CERTIFICATE RESTRICTION PURSUANT TO 49 U.S.C. 41109(b) and APPLICATION OF LYNDEN AIR CARGO, LLC. d/b/a/ LYNDEN AIR CARGO d/b/a LOKEN AVIATION FOR AN EXEMPTION PURSUANT TO 49 U.S.C. 41109 (c) TO CARRY REVENUE CARGO ON FAA PROVING RUN FLIGHTS</p> <p>The Department grants the application of Lynden Air cargo, LLC for the removal of a restriction on its certificate limiting its large- aircraft operations to those conducted under the operational control of an air carrier holding the appropriate large-aircraft operating authority; the Department reissues the certificate; grants the applicant's motion for confidential treatment of documents; and confirms the staff's oral approval of LAC's request to carry revenue cargo on its FAA proving flights. LAC is directed to notify the Department in writing at least 45 days prior to increasing the number of large aircraft operated to more than six and provide updated fitness information relative to its proposed expansion.</p> <p>Served 4-15-97</p>	
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Order	Docket	Summary	Date Action Taken
97-4-15	OST-97-2272 OST-97-2245 OST-97-2231 OST-97-2215 OST-97-2172 OST-97-1864	<p>APPLICATIONS OF VARIOUS FOREIGN AIR CARRIERS FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION</p> <p>The Department confirms the actions described in the Notices of Action Taken, which granted the referenced air carriers (1) exemptions from the provisions of Sections 41301, and where necessary 41504, and/or other sections of Title 49 of the U.S. Code; and/or (2) relief or authorizations provided for under regulations or orders of the Department to the applicants to perform the operations described in the Notices of Action Taken. Because of the imminence of these operations the applications were approved by telephone. Served 4-21-97</p>	4-15-97
97-4-16	OST-95-232	<p>INTERNATIONAL AIR TRANSPORT ASSOCIATION: AGREEMENT RELATING TO LIABILITY LIMITATIONS OF THE WARSAW CONVENTION</p> <p>The Department is satisfied that British Airways, and any other carrier filing tariffs conforming to the requirements of Order 97-1-2 for implementation of the MIA Agreement, may include in their tariffs, for immediate effectiveness, a provision reading as follows:</p> <p>“Neither the waiver of limits nor the waiver of defenses shall be applicable in respect of claims made by public social insurance or similar bodies (except with respect to any such bodies of the U.S.) however asserted. Such claims shall be subject to the limit in article 22 (1) and to defenses under Article 20 (1) of the Convention.”</p> <p>Served 4-22-97</p>	4-16-97
97-4-17	OST-96-1916	APPLICATION OF CITYLINK AIRLINES,	4-16-97

Order	Docket	Summary	Date Action Taken
		<p>INC. D/B/A CITYLINK FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER 49 U.S.C. 41102 TO ENGAGE IN INTERSTATE SCHEDULED AIR TRANSPORTATION OF PERSONS, PROPERTY, AND MAIL</p> <p>The Department tentatively finds that CityLink Airlines, Inc. is fit, willing and able to provide interstate scheduled air transportation of persons, property, and mail as a certificated air carrier and therefore directs all interested persons to show cause why it should not issue an order making final the tentative findings and conclusions and award a certificate to CityLink Airlines, Inc. Objections to the issuance of an order should be filed with the Department of Transportation Dockets.</p> <p>The Department grants the request of CityLink Airlines, Inc. to withhold from public disclosure the information submitted pursuant to Rule 39 on April 4, 1997.</p> <p>Served 4-22-97</p> <p>#</p>	
97-4-18	OST-97-2177	<p>THE DEPARTMENT APPROVES AND GRANTS ANTITRUST IMMUNITY TO THE IATA AGREEMENT, SUBJECT, WHERE APPLICABLE, TO CONDITIONS PREVIOUSLY IMPOSED WHICH</p> <p>Proposes charges for the carriage of excess baggage between points in the United States and points in Central/Southern Africa. Levied on a per-piece basis, the proposed excess baggage charges apply to any bag exceeding the number or size limitations set forth in the free baggage allowance. Agreed at a level of \$145 for New York, Boston Washington and at a level of \$160 for the rest of the U. S.,</p> <p>Continued.....</p> <p>Continued.....</p>	4-18-97
97-4-18	OST-97-2177	<p>the proposed charges range between 12 and 37 percent above levels now effective in the</p>	4-18-97

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tariffs of carriers active in the affected markets.

Served 4-24-97

97-4-19	OST 96-1955	<p>ESSENTIAL AIR SERVICE AT MATTOON, ILLINOIS UNDER 49 U.S.C. 41731 <i>et seq.</i></p> <p>The Department requires Great Lakes Aviation, Ltd., to maintain essential air service at Mattoon, Illinois, as set forth, for an additional 30-day period through May 21, 1997, or until a carrier capable of providing reliable replacement service actually begins service, whichever occurs first.</p> <p>Served 4-24-97</p>	4-18-97
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